



**LAND CLEARING/LANDSCAPING PERMIT INFORMATION:**

**1. LAND CLEARING PERMIT:**

**Sec. 62-4337. Permit Application Requirements and Review Process.**

Unless specifically exempted by Section 62-4334, a permit shall be required prior to any land clearing activities.

Land Clearing means the removal or cutting down of vegetation, including trees, root-raking on any site, parcel or lot. This does not include allowable mowing, trimming or pruning so as to maintain vegetation in a healthy, viable condition.

IS A LAND CLEARING PERMIT REQUIRED? Yes \_\_\_\_\_ No \_\_\_\_\_

**2. LANDSCAPE PLAN REQUIREMENTS:**

- II. LANDSCAPE PLAN REQUIREMENTS:** All Landscape plans shall comply with Chapter 62, Article XIII, Division 2 Code of Ordinances of Brevard County, Florida, Relating to Landscaping, Land Clearing and Tree Protection. Regulations are available at:

[http://www.brevardcounty.us/environmental\\_permitting/ep\\_publication.cfm](http://www.brevardcounty.us/environmental_permitting/ep_publication.cfm)

**THE LANDSCAPE PLAN SHALL BE DRAWN TO SCALE ON THE SURVEY.**

The following items shall be provided on the landscape plan:

- a. Aerial photograph or tree survey depicting the existing canopy coverage.
- b. Depending on the size of your property, canopy coverage and mandatory preservation may be required pursuant to Sec. 62-4334. Exemptions and Sec. 62-4339 Canopy and Tree Preservation Performance Standards. Place number, size and species of preserved trees on landscape plan.
- c. Calculations of required landscape material. For lots less than 1.25 acres, calculate required trees, and shrubs pursuant to Sec. 62-4341. Landscaping Performance Standards. (3) and place on landscape plan. Minimum size of newly planted trees shall meet the following overall height, diameter (caliper) and Spread requirements, at the time of planting, by species classification Pursuant to Sec. 62-4341 (8):

Minimum size of newly planted trees. Trees used to fulfill the landscaping requirements in this Division, shall meet the following overall height, caliper and Spread requirements, at the time of planting, by species classification:

- a. Large species: Twelve (12) feet tall with two and one-half (2.5) inch diameter (caliper) minimum and five (5) foot Spread.
- b. Medium species: Ten (10) feet tall with one and one-half inch (1.5) inch diameter (caliper) minimum and three (3) foot Spread.
- c. Small species: Eight (8) feet tall with one (1) inch diameter (caliper) minimum and two-foot Spread.
- d. Palms: Ten (10) feet of Clear Trunk.

For single-family residential lots, eight (8) feet tall, one (1) inch minimum caliper, three (3) foot spread trees may be substituted on a 3:1 basis for each required large species tree.

Pursuant to Sec. 62-4341 (9), Preservation of palms, or the planting of palms, may only be used to satisfy up to twenty-five percent (25%) of the required landscaping unless barrier island conditions prohibit the use of less salt-tolerant plants.

- d. Note any specimen trees being preserved or proposed for removal on plan. Specimen Tree means a tree considered an important community asset due to its unique or noteworthy characteristics or values. A tree may be considered a Specimen Tree based on its size, age, rarity or special historical or ecological significance. Specimen trees include large hardwoods (oaks, maples, etc.) or softwoods (pines, cypress, cedars, etc.) in good condition as determined by a Recognized Knowledgeable Person, with a dbh of 24 inches or greater and smaller understory trees (stoppers, hollies, etc.) in good or better condition with a dbh of ten inches or greater.
- e. Show the limits of clearing to scale on the landscape plan.
- f. Must restore and sod all area disturbed by construction in county right-of-way or easements.
- g. Pursuant to Sec. 62-4339 (c) Provide the details for the method of root zone protection that will be utilized for all preserved trees during construction.

- III. **INVASIVE PLANT REMOVAL:** Pursuant to Brevard County Code of Ordinances, Chapter 62, Section 62-4341 (15) Prior to the issuance of the Certificate of Occupancy or Certificate of Completion for single-family, subdivision, multifamily, commercial, and industrial projects, and at the time of development of government-owned lands, all Non-Native Invasive Plants, as defined in this Division, shall be removed. For lots greater than five (5) acres, the requirement to remove and control re-growth of Non-Native Invasive Plants applies to five (5) contiguous acres to and including the Area of Alteration as defined in section 62-4332. After the issuance of the Certificate of Occupancy or Certificate of Completion, re-growth of Non-Native Invasive Plants shall be controlled in perpetuity. The requirements to remove Non-Native Invasive Plants at the time of development and control re-growth of such

plants in the required area within the site shall apply countywide and prospectively to property after October 24, 2006. Australian pine may be retained on site with a waiver from the Director if maintained at its current extent.

- IV. **NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PHASE II CONSTRUCTION PERMIT REQUIREMENTS:** As of May 1, 2003, sites one acre or greater must complete a Notice of Intent (NOI) [DEP form 62-621.300(4)(b)] and must develop and submit a Stormwater Pollution Prevention Plan (SWPPP) in order to comply with the Generic Permit for Stormwater Discharge from Large and Small Construction Activities [DEP 62-621.300(4)(a)].

### 3. AFFIDAVIT OF COMPLIANCE FOR PLANTED LANDSCAPE

I, the undersigned, hereby understand and agree that pursuant to Brevard County Code of Ordinances, Chapter 62, Article XIII, Division 2, Section 62-4339(2)(a) Section 62-4341(3)(4). No Certificate of Occupancy or Certificate of Completion shall be issued by the County without full satisfaction of the landscape requirements in accordance with the approved Development Order:

Code Section 62-4339(2)(a) states:

No more than fifty percent (50%) of planted trees shall be of any one genus (i.e. *Quercus*, *Pinus*, *Acer*, etc.) to encourage biodiversity and decrease impacts from disease.

Code Section 62-4341 (3)(4)states:

- (3) All development shall meet the following standards through preservation, plantings, or a combination thereof: All plantings shall be at least Florida No. 1 grade as defined by the *Grades & Standards for Nursery Plants*. 1998. Division of Plant Industry, Florida Department Agriculture and Consumer Services, as may be amended. Fruit and Nut Crops, appropriate to Brevard County, shall be considered for credit towards required plantings provided size specifications, as outlined above, are met.
- (4) At least fifty percent (50%) of trees required for preservation and planting shall be of native species. At least fifty percent (50%) of shrubs and groundcovers shall be native species or recommended by "Waterwise Florida Landscapes. 2004. Florida Water Management Districts, as may be amended.

\_\_\_\_\_  
Contractor/Agent/Owner

\_\_\_\_\_  
Date

Subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Signature of Notary Public

My Commission Expires: \_\_\_\_\_

#### 4. AFFIDAVIT OF REMOVAL OF NON-NATIVE INVASIVE PLANTS

I, the undersigned, hereby understand and agree that pursuant to Brevard County Code of Ordinances, Chapter 62, Article XIII, Division 2, Section 62-4341(15) all non-native invasive plants listed in Appendix A as Prohibited will be removed prior to the issuance of a Certificate of Occupancy.

Code Section 62-4341(15) states:

Prior to the issuance of the Certificate of Occupancy or Certificate of Completion for single-family, subdivision, multifamily, commercial, institutional, public and industrial projects, and at the time of development of government-owned lands, all Non-Native Invasive Plants, as defined in this Division, shall be removed. For lots greater than five (5) acres, the requirement to remove and control re-growth of Non-Native Invasive Plants applies to five (5) contiguous acres to and including the Buildable Area as defined in section 62-4332. After the issuance of the Certificate of Occupancy or Certificate of Completion, re-growth of Non-Native Invasive Plants shall be controlled in perpetuity. The requirements to remove Non-Native Invasive Plants at the time of development and control re-growth of such plants in the required area within the site shall apply countywide and prospectively to property after October 24, 2006. Australian pine may be retained on site with a waiver from the Director if maintained at its current extent.

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Contractor/Agent/Owner

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Date

Sworn and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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Signature of Notary Public

My Commission Expires: \_\_\_\_\_